FARAD CONTINUATION SHEET NO.:

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
COURT RECEIVER'S REPORT NO.111 OF 2008
IN
SUIT NO.3190 OF 1995

Office Notes, Office Memoranda of coram, appearances, Court's orders or directions and Registrar's orders.	Court's or Judge's orders.

Mr Jayes Bhatt, for the plaintiff.
Mr Raj Patel i/b M/s Pravin Mehta & Mithi, for defendant nos 1,2 and 7.
Mrs U.S.Srivasatv-2nd Asstt to Court Receiver.

CORAM: D.B.Bhosale,J.
DATED: 15.04.2008

P.C.:

Heard learned counsel for the parties.

It appears that an appointment of the Court Receiver was made by this Court vide order dated 21.10.1997 in Notice of Motion No.2357 of 1995 in Suit No. 3190 of 1995. In pursuance of that order, the Court Receiver, on 28.10.1998, had taken possession of the suit property from defendant no.7. According to the plaintiff, M/s Artab Builders and Developers have encroached upon the suit property very recently and their possession, as of today, is illegal. In view

thereof, the Court Receiver is seeking a direction as to what steps should be taken in respect of the encroachment on the suit property by M/s Artab Builders and Developers. Having considered all the earlier orders so also the other material placed before this court and the Court Receiver's Report, the Court Receiver is directed to proceed to take immediate steps to take possession of the suit property with the police aid, if necessary. The Court Receiver to give 72 hours notice to M/s Artab Builders before taking possession of the suit property. The report is disposed of.

(D.B.Bhosale, J.)